

1 JEFFREY B. COOPERSMITH (SBN 252819)  
2 AMY WALSH (Admitted Pro Hac Vice)  
3 STEPHEN A. CAZARES (SBN 201864)  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
5 The Orrick Building  
6 405 Howard Street  
7 San Francisco, CA 94105-2669  
8 Telephone: (415) 773-5700  
9 Facsimile: (415) 773-5759

10 Email: jcoopersmith@orrick.com; awalsh@orrick.com;  
11 scazares@orrick.com

12 Attorneys for Defendant  
13 RAMESH "SUNNY" BALWANI

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
RAMESH "SUNNY" BALWANI,  
Defendant.

Case No. 18-CR-00258-EJD

**DECLARATION OF STEPHEN A.  
CAZARES RE: DEFENDANT RAMESH  
"SUNNY" BALWANI'S MOTION TO  
EXCLUDE TRIAL EXHIBITS 3790  
AND 4871 AND RELATED  
TESTIMONY**

**Date: April 29, 2022  
Time: 8:30 a.m.  
CTRM: 4, 5th Floor**

Judge: Honorable Edward J. Davila

## DECLARATION OF STEPHEN A. CAZARES

I, Stephen A. Cazares, declare as follows:

1. I am counsel for defendant Ramesh “Sunny” Balwani, an attorney admitted to practice in the State of California, and of counsel at the law firm of Orrick, Herrington & Sutcliffe LLP.

2. Attached as **Exhibit 1** is a copy of an October 27, 2006 email from Bryan Tolbert to Craig Hall, with an attachment titled “THERANOS,” designated as Trial Exhibit 3790.

3. Attached as **Exhibit 2** is a copy of a March 27, 2019 FBI Form 302 Summary of Interview with Bryan Tolbert, designated Trial Exhibit 28354.

4. Attached as **Exhibit 3** is a copy of a September 7, 2006 investor packet, designated as Trial Exhibit 4871.

I declare under penalty of perjury that the foregoing is true and correct.

Executed April 27, 2022 at San Jose, California.

s/ *Stephen A. Cazares*

STEPHEN A. CAZARES